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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :  
: Confirmation No. 2237  
ECKHARD ALT :  
: Group Art Unit: 3736  
Serial No.: 10/622,184 :  
: Examiner: Szmaj, Brian S.  
Filed: 07/16/2003 :

Title: CONGESTIVE HEART FAILURE MONITOR  
AND VENTILATION MEASURING IMPLANT

**REPLY TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Responsive to the Notice of Non-Compliant Amendment mailed 09/06/2006,  
submitted herewith is a corrected section of the section labeled Amendments to the Claims.

Claims 23 and 24, which were withdrawn from further consideration in this  
application based on applicant's previous election in response to examiner's restriction  
requirement, bore the status identifier "(withdrawn)" in the Amendment filed on 08/21/2006  
but failed to include the text as required. A corrected section headed "Amendments to the  
Claims" is submitted herewith solely to correct applicant's oversight in that regard.

Respectfully submitted,

ECKHARD ALT



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Dated: 10/05/2006

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**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8**

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The undersigned attorney of record certifies that this certificate, and a 4-page Reply to a Notice of Non-Compliant Amendment mailed 09/06/2006, are being facsimile transmitted to the above USPTO Central Facsimile Number on 10/05/2006.

By   
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Dated: 10/05/2006  
Enclosure (as indicated above)